

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE TWENTY THIRD DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:
THE HONOURABLE SRI JUSTICE J SREENIVAS RAO
CRLP NO: 6328 OF 2026

Between

1. M Ashok Kumar Jain,, S/o Late Mangl Chand Jain .
2. Kishore Kumar M Rawal, S/o Champalal Rawal.
3. Theegulla Shiva Kumar Goud, S/o Krishna.

.....PETITIONERS/Accused Nos. 1 to 3

AND

1. The State of Telangana, rep. by its Public Prosecutor High Court for State of Telangana
2. Shyamala Rao, S/o Subhramanyam Age 46 years, Occ. Pvt. Employee R/o LIG 18, Near SBI ATM. Phase-7 KPHB Colony. Cyberabad.

Respondents/Complainant

WHEREAS the Petitioners above named through their Advocate Sri N MANOHAR presented this Petition under Section 528 of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be pleased to quash the proceedings in C.C No 2282 of 2024 on the file of VIII Addl. Judicial Magistrate of First Class, R.R. District at Kukatpally for the offence under Sections U/s 427, 504, 506 r/w 34 IPC against the petitioners, in the interest of justice.

AND WHEREAS the High Court upon perusing the petition and memorandum of grounds filed herein and upon hearing the arguments of Sri. N MANOHAR Advocate for the Petitioners and Additional PUBLIC PROSECUTOR for the respondent No. 1 directed issue of notice to the Respondent No. 2 herein to show cause as to why this CRIMINAL PETITION should not be admitted.

You viz:

Shyamala Rao, S/o Subhramanyam Age 46 years, Occ. Pvt. Employee R/o LIG 18, Near SBI ATM. Phase-7 KPHB Colony. Cyberabad.

are directed to show cause as to why in the circumstances set out in the petition and the memorandum of grounds filed therewith (copy enclosed) this CRIMINAL PETITION should not be admitted.

I.A. NO: 1 OF 2026

Petition under Section 528 of B.N.S.S. praying that in the circumstances stated in the grounds filed in support of the CRIMINAL PETITION, the High Court may be pleased to grant stay of all further proceedings in C.C No 2282 of 2024 on the file of VIII Addl. Judicial Magistrate of First Class, R.R. District at Kukatpally for the offence under Sections U/s 427, 504, 506 r/w 34 IPC against the petitioners, in the interest of justice, pending disposal of CRLP No 6328 of 2026, on the file of the High Court.

The Court made the following:

ORDER

Mr.N.Manohar, learned counsel for the petitioners. submits that the petitioners have not committed the alleged offences and have been falsely implicated in the present crime. He further submits that the nature of the allegations levelled against the petitioners in the complaint are purely civil in nature, especially petitioner No.1 along with others, filed a suit in O.S.No.336 of 2024 against KSR Togetherments Flat Owners Mutually Aided Cooperative Society and others, for grant of perpetual injunction on the file of II Additional Junior Civil Judge cum Additional Metropolitan Magistrate, Ranga Reddy District at Kukatpally, wherein the trial Court was pleased to grant *ad-interim* injunction in I.A.No.143 of 2024 on 01.05.2024, restraining the defendants from interfering with the suit schedule property. He further submitted that respondent No.2, who is none other than the employee of the defendant No.1 in the said suit, filed the present complaint by giving criminal colour. Hence, continuation of proceedings against the petitioner is a clear abuse of process of law. He further submitted that the matter before the trial Court is not ripe for trial and is at the stage of summons.

Notice before admission.

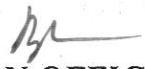
Learned Additional Public Prosecutor takes notice on behalf of respondent No.1.

Learned counsel for the petitioner is permitted to take out personal notice to respondent No.2 by way of Speed Post with Acknowledgment Due and file proof of service.

The presence of the petitioner Nos.1 to 3/accused Nos.1 to 3 in C.C.No.2282 of 2024 on the VIII Additional Judicial Magistrate of First Class, Ranga Reddy District at Kukatally, is dispensed with, subject to the condition that they shall be represented through their counsel on each and every date of hearing. If the presence of the petitioner Nos.1 to 3/accused Nos.1 to 3 is required, they shall appear before the trial Court. In case of their non-appearance on the specific date fixed by the trial Court for their appearance, the trial Court is entitled to proceed with the matter, in accordance with law.

Sd/- L.VIJAYA LAKSHMI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The VIII Addl. Judicial Magistrate of First Class, R.R. District at Kukatpally.
2. Shyamala Rao, S/o Subhramanyam Age 46 years, Occ. Pvt. Employee R/o LIG 18, Near SBI ATM. Phase-7 KPHB Colony. Cyberabad.[by SPAD-along with a copy of petition and memorandum of grounds]
3. One CC to Sri. N MANOHAR Advocate [OPUC]
4. Two CCs to PUBLIC PROSECUTOR High Court for the State of Telangana, at Hyderabad [OUT]
5. One spare copy

HIGH COURT

JSR, J

DATED: 23-04-2026

NOTICE BEFORE ADMISSION

CRLP.No.6328 of 2026

DIRECTION

